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Docket No.: 681954-122U1
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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:	:	
Jian Zhu <i>et al.</i>	:	
Conf. No.: 8324	:	Group Art Unit: 2662
Appln. No.: 10/082,450	:	Examiner: Habte Mered
Filing Date: February 23, 2002	:	Attorney Docket No.: 681954-122U1 (P-11930040)
Title:	:	OPTIMIZING SWITCHING ELEMENT FOR MINIMAL LATENCY

REQUEST TO REMAIL OFFICE ACTION

This is a Request to enter the attached Preliminary Amendment of May 13, 2003 and Remail the Office Action mailed November 29, 2006 (Mail Date 20051126).

Remarks/Arguments begin on page 2 of this paper.

An Appendix including a Preliminary Amendment filed on May 13, 2002 including postcard acknowledgment of receipt is attached following page 2 of this paper.

REMARKS

A Preliminary Amendment was filed in the U.S. Patent and Trademark Office (USPTO) on May 13, 2002 containing amendments to the specification and four additional claims. Only the transmittal sheet of the Preliminary Amendment was scanned by the USPTO. Consequently, the Examiner was unaware of the Preliminary Amendment when the case was examined and the Examiner examined only the two original claims.

Attached in the Appendix of this paper is a copy of the Preliminary Amendment as filed on May 13, 2002. Included with the Preliminary Amendment is documentary evidence of filing including copies of receipted post cards and a copy of the Express Mail Receipt.

In view of the failure by the USPTO to properly enter the Preliminary Amendment resulting in an incomplete examination of the Application, Applicants respectfully request that the Office Action of November 29, 2005 be withdrawn, that the attached Preliminary Amendment be entered into the Application file in its entirety and that a new Office Action addressing both the original claims and the claims presented in the Preliminary Amendment be remailed.

Respectfully submitted,

JIAN ZHU ET AL.

February 23, 2006
(Date)

By:

LOUIS SICKLES II

Registration No. 45,803

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Applicant: Jian Zhu & Shuo-Yen Robert Li Case 25
Title: Optimizing Switching Element for Minimal Latency

Serial No.: 10/082,450

Filed: February 23, 2002

Express Mail No.: ET247936537US

Deposited: 5-13, 2002

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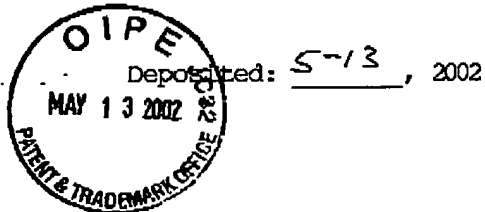
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